

**Planning/Zoning, Land Design & Development Meeting**  
**Tuesday, August 5, 2008**  
**2:05 P.M.**  
**Third Floor, City Hall**

**Absent:** CM Heiner (Excused) and CM Raque Adams (Excused)

Chairman Owen began the meeting by introducing the members and non-members of the committee that were present. A quorum was established.

O-141-07-08 AN ORDINANCE CHANGING THE ZONING FROM EZ-1 ENTERPRISE ZONE TO M-3, INDUSTRIAL ON PROPERTY LOCATED AT 7020, 7100, 7110 AND 7124 GRADE LANE, CONTAINING A TOTAL OF 29.3 ACRES, 19.1 ACRES OF WHICH ARE THE SUBJECT OF THE CHANGE IN ZONING, AND BEING IN LOUISVILLE METRO (CASE NO. 10065).

Motion to Approve was made by Glen Stuckel and seconded by Madonna Flood.

- Truck routes
- Sheering Scrap Metal is in process now but no scrap metal shedding is going on at present
- Shredder will be enclosed
- No residential uses in adjacent area
- Chemicals are removed from vehicles before entering shredder
- Fire suppression
- Noise
- Traffic improvements - widen Grade Lane - before the shredder can operate
- Bridge weight
- No danger to air traffic

For: Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood  
Against: (None)

Abstain: (None)

Absent: Hal Heiner, Julie Raque Adams

[O-137-07-08 AN ORDINANCE CHANGING THE ZONING FROM R-6, MULTI-FAMILY RESIDENTIAL AND OR 2, OFFICE RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 701, 713-717, 807, AND 811 17 WINKLER AVENUE, AND 710-714 ALGONQUIN PARKWAY, CONTAINING A TOTAL OF 1.79 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 9671\).](#)

**Status:** In-Committee

**Committee:** Planning/Zoning, Land Design & Development

**Primary Sponsor:** Tom Owen

Motion to Approve was made by Glen Stuckel and seconded by Cheri Bryant Hamilton.

**Discussion:** Charles Cash, Director of Planning and Zoning Design Services; and Aida Copic, Case Manager, DPDS, spoke to the item. The Planning Commission hearing was held on July 3, 2008. One spoke in opposition. The Commission approved the request and made recommendation for approval by the Metro Council. This is in CM Unsel's District. The proposed use is for a Walgreens pharmacy and retail store. A power point presentation was given. The following were items of discussion and concern:

- 59 parking spaces
- Structures to be removed
- Alley to be closed
- Area along Algonquin Parkway to be restored
- Multi sites formed into one site
- Access
- There will be a drive-thru
- Landscaping
- Hours of operation - 24-7

This Ordinance was sent to **Old Business**.

VOTING RESULTS: For: 4; Against: 0; Abstain: 0; Absent: 2

For: Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Hal Heiner, Julie Raque Adams

[O-130-07-08 AN ORDINANCE AMENDING CHAPTER 97 OF THE LOUISVILLE/JEFFERSON COUNTY CODE OF ORDINANCES \(LMCO\) RELATED TO STREETS AND SIDEWALKS.](#)

**Status:** In-Committee

**Committee:**

Transportation/Public Works

Committee on Committees

Reassigned to Planning/Zoning, Land Design & Development

**Primary Sponsor:** George Unsel

Motion to Approve was made by Glen Stuckel and seconded by Cheri Bryant Hamilton.

**Discussion:** Jonathan Baker, Assistant County Attorney; and John Swintosky, Metro Parks, spoke to the item. Mr. Baker gave a brief review of this ordinance stating this item was vetted and amended at the Transportation/Public Works Committee and then sent to Committee on Committees to be reassigned to Planning/Zoning, Land Design and Development Committee. The Committee on Committees reassigned this item to the Planning/Zoning, Land Design and Development Committee to be discussed in turn with a related item on the agenda. The following was discussed:

- No residential or commercial driveways on Algonquin Parkway
- Curb cuts on parkways

- Eliminating of some curb cuts
- Landscape corridors on parkways
- Creating a commercial driveway on Algonquin Parkway
- Sidewalks
- Applicant donating 40 feet for access
- Green space maintenance
- Dumpster location
- Pedestrian Access

The amendment made and passed in Transportation is as follows:

- **§ 97.114 COMMERCIAL DRIVEWAYS.**

- No commercial driveway shall be made, nor shall any existing private driveway be converted to a commercial driveway on Southern Parkway, that portion of Northwestern Parkway west of 22nd Street, Southwestern Parkway, Cherokee Parkway, ~~that portion of Eastern Parkway from the most eastern point to Alexander, and that portion of Algonquin Parkway and except for that portion on the south side of Algonquin Parkway and eastwardly from a line parallel to Cane Run Road and crossing Algonquin Parkway at a point 200 feet east of the easterly line of Cane Run Road and that portion on the southwest side of Algonquin Parkway and westwardly from to a line parallel to Winkler Avenue and crossing Algonquin Parkway at a point 400 feet north/northwest of the northern boundary of Winkler Avenue, where Winkler Avenue intersects with Algonquin Parkway, provided that any such commercial curb cut shall only be permitted to locate on the western side of Algonquin Parkway. In general, now commercial curb cuts shall be considered by the appropriate approving agency or body for these Parkways only if such curb cuts result in substantial improvements to the Parkway, including the elimination of existing curb cuts, the planting of additional trees, the restoration of lost green space, or other parkway implementation items consistent with the current Parkway Master Plan or other governing document.~~

This Ordinance was sent to **Old Business as amended.**

VOTING RESULTS: For: 4; Against: 0; Abstain: 0; Absent: 2

For: Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Hal Heiner, Julie Raque Adams

[O-138-07-08 AN ORDINANCE UPHOLDING THE RECOMMENDATION OF THE PLANNING COMMISSION TO DENY A REQUEST TO CHANGE THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 9910 WESTPORT ROAD, CONTAINING A TOTAL OF 24.8 ACRES, AND BEING IN LOUISVILLE METRO \(CASE NO. 10841\).](#)

**Status:** In-Committee

**Committee:** Planning/Zoning, Land Design & Development

**Primary Sponsor:** Tom Owen

**Discussion:** This item was **Held in Committee.**

[O-140-07-08 AN ORDINANCE CORRECTING THE LEGAL DESCRIPTION CONTAINED IN ORDINANCE 197, SERIES 2006, AND PERTAINING TO LOUISVILLE METRO PLANNING COMMISSION DOCKET NO. 9-35-06.](#)

**Status:** In-Committee

**Committee:** Planning/Zoning, Land Design & Development

**Primary Sponsor:** Tom Owen

Motion to Approve was made by Cheri Bryant Hamilton and seconded by Madonna Flood.

**Discussion:** Theresa Senninger, Assistant County Attorney spoke to the item stating this is a housekeeping item. The legal description adopted for this case was not the final description and this ordinance will correct that oversight.

This item was sent to the **Consent Calendar**.

For: 4; Against: 0; Abstain: 0; Absent: 2

For: Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Hal Heiner, Julie Raque Adams

[O-122-06-08 AN ORDINANCE AMENDING SECTION 150.110 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES \("CODE"\) PERTAINING TO PERMITS FOR THE WRECKING OF BUILDINGS AND/OR HISTORIC STRUCTURES.](#)

**Status:** In Committee - Held

**Committee:** Planning/Zoning, Land Design & Development

**Primary Sponsor:** George Unseld

**Discussion:** This item remained **Held**.

Motion to Adjourn was made by Cheri Bryant Hamilton and seconded by Madonna Flood. Without objection the meeting adjourned at 3:00 p.m.

**\*NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on August 14, 2008.**

**KQG**